

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**MANUFACTURERS AND TRADERS TRUST  
COMPANY, as Successor Indenture Trustee for the  
7.75% Contingent Convertible Notes Due 2015 issued  
by Calpine Corporation,**

*Plaintiff,*

*—against—*

**HSBC BANK USA, National Association, as Successor  
Indenture Trustee for the 7.625% Senior Notes Due  
2006, the 8.75% Senior Notes Due 2007, the 8.75%  
Senior Notes Due 2008, and the 7.75% Senior Notes  
Due 2009 issued by Calpine Corporation,**

*—and—*

**U.S. BANK NATIONAL ASSOCIATION, as  
Indenture Trustee for the 10.50% Senior Notes Due  
2006 issued by Calpine Corporation,**

*Defendants.*

**08-CV-03093 (VM)**

ECF Case

**FEDERAL RULE OF CIVIL PROCEDURE 7.1  
DISCLOSURE STATEMENT FOR PLAINTIFF  
MANUFACTURERS AND TRADERS TRUST COMPANY**

Plaintiff Manufacturers and Traders Trust Company is a subsidiary of M&T Bank Corporation, which owns 100% of its stock. Upon information and belief, Allied Irish Bank, p.l.c., holds currently more than 10% of the issued and outstanding shares of M & T Bank Corporation.

Dated: April 1, 2008  
New York, New York

Respectfully submitted,

*S. Robert Schrager*

S. Robert Schrager (RS 0952)  
**HODGSON RUSS LLP**  
60 East 42<sup>nd</sup> Street, 37<sup>th</sup> Floor  
New York, New York 10165  
Telephone: (212) 661-3535  
rschrager@hodgsonruss.com

and

Rolin P. Bissell  
Norman M. Powell  
Ian S. Fredericks  
**YOUNG CONAWAY STARGATT  
& TAYLOR, LLP**  
1000 West Street, 17th Floor  
P.O. Box 391  
Wilmington, Delaware 19899-0391  
Telephone: (302) 571-6600

*Attorneys for Plaintiff Manufacturers and  
Traders Trust Company, as Successor  
Indenture Trustee for the 7.75% Convertible  
Notes due 2015 issued by Calpine  
Corporation*